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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Serial No.: 10/044,870)
Applicant: Achint P. Mathur) Examiner: Ciric, Ljiljana V.
Filed: January 10, 2002) Group Art Unit: 3753
For: Shell and Plate Heat Exchanger) Docket No.: 2677.3007.002

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Substance of Interview with Examiner

Dear Sir:

The undersigned attorney had a telephone interview with Examiner Ljiljana V. Ciric on November 7, 2005.

Claims 1-5, 7, 8 and 14-28 were discussed.

U.S. Patent No. 5,823,253 issued to Kontu was discussed.

An agreement with respect to the claims was reached.

Examiner Ciric noted, except with regard to claims 21-27, that proposed amendments and arguments relating to the claims would overcome the previously cited rejections of the claims if the amendment filed on October 24, 2005, is entered.

A brief discussion of the Kontu reference with regard to claims 21-27 followed, whereupon it was proposed to the Examiner that the subject matter of claim 22 could be incorporated into claim 21 to overcome the rejection of these claims using the Kontu reference. Examiner Ciric countered with a modified version of the subject matter of claim 22 to more positively recite the seals to be made via the Examiner's amendment. The undersigned attorney approved the Examiner's amendment, including cancellation of withdrawn claims 14 and 15, thus placing the application in condition for allowance.

Examiner Ciric indicated that the Russian Patent document cited in the IDS filed on October 4, 2002, would be considered only if the appropriate rule cited in the previous Office Action is complied with.

In the Notice of Allowability dated November 10, 2005, the allowed claims are incorrectly listed as 1-5, 7, 8 and 16-28. In point of fact, the allowed claims are 1-5, 7, 8, 16-21 and 23-28.

The Commissioner is hereby authorized to charge any deficiencies, or credit any overpayments associated with this communication to our Deposit Account No. 50-0852. A duplicate copy of this sheet is enclosed.


CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on December 9, 2005.


Noelle Schultz

Respectfully submitted,

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BARNES, KISSELLE, P.C.


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